

James E. Cecchi  
Lindsey H. Taylor  
CARELLA, BYRNE, CECCHI,  
OLSTEIN, BRODY & AGNELLO, P.C.  
5 Becker Farm Road  
Roseland, New Jersey 07068  
(973) 994-1700  
Attorneys for Plaintiff and the Putative Class

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

OUR OWN CANDLE COMPANY, INC., on  
behalf of itself and all others similarly situated,

*Plaintiff,*

v.

GIVAUDAN S.A.; GIVAUDAN  
FRAGRANCES CORPORATION; GIVAUDAN  
FLAVORS CORPORATION; UNGERER &  
COMPANY, INC.; INTERNATIONAL  
FLAVORS & FRAGRANCES INC.; SYMRISE  
AG; SYMRISE INC.; SYMRISE US LLC;  
FIRMENICH INTERNATIONAL S.A.;  
FIRMENICH INCORPORATED; and AGILEX  
FLAVORS & FRAGRANCES, INC.,

*Defendants.*

Civil Action No.: 23-2174 (WJM)(JBC)

**STIPULATION and  
ORDER**

IT IS HEREBY STIPULATED AND AGREED by and among Plaintiff and Defendants Givaudan Fragrances Corporation, Givaudan Flavors Corporation, Ungerer & Company, Symrise, Inc., Symrise US LLC, Firmenich Incorporated, and Agilex Flavors & Fragrances, Inc. (collectively, the "Stipulating Defendants"), subject to the reservation of rights contained in paragraph 5 below, as follows:

1. The Stipulating Defendants' time to answer, move, or otherwise respond to the Complaint is suspended pending Plaintiff's filing of an amended complaint.

2. Plaintiff may file an amended complaint on or before the earlier of 45 days after (a) the date of the entry of this Stipulation and Order as an Order by the Court, or (b) service of the Complaint on Givaudan S.A., Symrise AG, and Firmenich International S.A. in accordance with the Hague Convention is complete.

3. After service is complete on all Defendants and Plaintiff files the amended complaint, Plaintiff and Defendants shall meet and confer with respect to a common schedule for Defendants to answer, move, or otherwise respond to the amended complaint. Notwithstanding the foregoing, if another plaintiff or plaintiffs files and serves a complaint or complaints against the Stipulating Defendants with respect to the same subject matter as Plaintiff's complaint, Stipulating Defendants shall answer, move, or otherwise respond to the then-operative complaint in this action no less than 10 days before Stipulating Defendants' response would be due on the earliest schedule as might be agreed in said other action(s).

4. Plaintiff will provide a draft ESI Protocol and Confidentiality Order to Stipulating Defendants within 10 days of the entry of this Stipulation and Order as an Order by the Court for the purposes of meeting and conferring with respect to entry of the ESI Protocol and Confidentiality Order.

5. Except as to the defense of insufficiency of service of process and insufficiency of process in this action, no defense of any of the Stipulating Defendants, including without limitation defenses based upon lack of personal jurisdiction, is prejudiced or waived by such defendant's executing, agreeing to, joining, or filing this Stipulation.

CARELLA, BYRNE, CECCHI,  
OLSTEIN, BRODY & AGNELLO, P.C.  
Attorneys for Plaintiff

By: /s/ Lindsey H. Taylor  
LINDSEY H. TAYLOR

PAUL, WEISS, RIFKIND, WHARTON &  
GARRISON, LLP  
Attorneys for Defendants  
GIVAUDAN FRAGRANCES  
CORPORATION, GIVAUDAN FLAVORS

Dated: May 19, 2023

CORPORATION and UNGERER &  
COMPANY

By: /s/ Audra J. Soloway  
AUDRA J. SOLOWAY

Dated: May 19, 2023

WHITE & CASE LLP  
Attorneys for Defendants  
SYMRISE, INC. and SYMRISE US LLC

By: /s/ Martin M. Toto  
MARTIN M. TOTO

Dated: May 19, 2023

DUANE MORRIS LLP  
Attorneys for Defendants  
FIRMENICH INCORPORATED and  
AGILEX FLAVORS & FRAGRANCES,  
INC.

By: /s/ Sean P. McConnell  
SEAN P. McCONNELL

Dated: May 19, 2023

SO ORDERED this 22<sup>nd</sup> day of May, 2023

  
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JAMES B. CLARK, III, U.S.M.J.